IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 5TH OCTOBER 2007 / 13TH ASWINA 1929

Crl.Rev.Pet.No. 3610 of 2007()

CRA.516/2005 of I ADDL. SESSIONS COURT, PALAKKAD
ST.1729/2004 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, PALAKKAD

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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

A.C.JAYAKUMAR, AGED 61 YEARS
S/O.CHATHUKUTTY, AZHICHIRA HOUSE,
THARAKANCHALLA,NANNIYODE, PATTANCHERRY VILLAGE,
CHITTUR TALUK, PALAKKAD DISTRICT.

BY ADV. SRI.RAJESH SIVARAMANKUTTY

RESPONDENTS: COMPLAINANT & STATE

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1. MADHUPRASAD, S/O. BHASKARAN,
PERUMALADI KALAM,EDUPPUKULAM P.O.,
MENONPARA, PALAKKAD DISTRICT.

2. STATE OF KERALA, REPRESENTD BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.G.G.MANOJ
PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 05/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.3610 of 2007

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Dated: 05-10-2007

ORDER

The accused in S.T. No. 1729/2004 on th**e file** of the J.F.C.M-I, Palakkad for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 10568 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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